

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,)	Case No.: 2:14-mj-00703-CWH
)	
Plaintiff,)	
)	
vs.)	STIPULATION TO CONTINUE
)	PRELIMINARY HEARING
)	(Second Request)
MICHAEL LEON SMITH,)	
)	
Defendant.)	

IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden, United States Attorney, and Nadia Ahmed, Special Assistant United States Attorney, counsel for the United States of America, and Monique Kirtley, Assistant Federal Public Defender, counsel for defendant **MICHAEL LEON SMITH**, that the preliminary hearing in the above-captioned matter, currently scheduled for December 23, 2014, at the hour of 4:00 p.m., be vacated and continued for thirty (30) days or to a date and time convenient to the Court.

This stipulation is entered into for the following reasons:

1. The parties are trying to resolve this matter prior to indictment.
2. Counsel for the defendant will need additional time to discuss any resolution with the defendant.

3. Defendant is out of custody and agrees to the continuance.

4. Denial of this request for continuance of the preliminary hearing would prejudice both the defendant the Government and unnecessarily consume this Court's valuable resources, taking into account the exercise of due diligence.

5. Additionally, denial of this request for continuance could result in a miscarriage of justice.

6. The additional time requested by this stipulation, is excludable in computing the time within which the defendant must be indicted and the trial herein must commence pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(b) and § 3161(h)(8)(A), considering the factors under 18 U.S.C. § 3161(h)(8)(B)(I) and (iv).

7. There has been one previous request for continuance of the preliminary hearing granted herein.

DATED this 16th day of December, 2014.

Respectfully submitted,

DANIEL G. BOGDEN
United States Attorney


/s/ Monique Kirtley
MONIQUE KIRTLEY
Counsel for defendant
MICHAEL LEON SMITH

/s/ Nadia Ahmed
NADIA AHMED
Special Assistant United States Attorney

UNITED STATES OF AMERICA,)	Case No: 2:14-mj-00703-VCF
)	
Plaintiff,)	
)	ORDER CONTINUING
vs.)	PRELIMINARY HEARING
)	
MICHAEL LEON SMITH,)	
)	
Defendant.)	

IT IS HEREBY ORDERED that the preliminary hearing in the above-captioned matter currently scheduled for December 23, 2014, at the hour of 4:00 p.m., be vacated and continued to February 2, 2015, at the hour of 4:00 p.m.

_____ day of December, 2014



UNITED STATES MAGISTRATE JUDGE